

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES – GENERAL

Case No. 8:24-cv-00805-CJC-JDE

Date May 29, 2024

Title Ameris Bank v. Event Supply, LLC et al

Present: The Honorable CORMAC J. CARNEY, UNITED STATES DISTRICT JUDGE

Rolls Royce PaschalNone Present

Deputy Clerk

Court Reporter

Attorneys Present for Plaintiffs:Attorneys Present for Defendants:

None Present

None Present

**Proceedings: (IN CHAMBERS) ORDER TO SHOW CAUSE RE PARTIAL
DISMISSAL FOR LACK OF PROSECUTION**

Plaintiffs are required to prosecute their cases diligently. That includes, where applicable, promptly (a) filing stipulations extending a defendant's time to respond to the complaint, (b) pursuing default and remedies under Federal Rule of Civil Procedure 55 when a defendant fails to timely respond to the complaint, or (c) dismissing claims against a defendant that the plaintiff has chosen not to pursue for any reason.

Here, Plaintiff has filed a proof of service as to **Defendant James Lester** yet the deadline for that Defendant's response to the Complaint has passed and Plaintiff has taken no action. Accordingly, the Court, on its own motion, hereby **ORDERS** Plaintiff to show cause in writing, no later than **May 31, 2024** why **this Defendant** should not be dismissed from this action for lack of prosecution. As an alternative to a written response by Plaintiff, the Court will consider as an appropriate response to this OSC the filing of one of the following on or before the above date:

1. Plaintiff's Request for Entry of Default as to this Defendant or this Defendant's Answer
2. A stipulation extending this Defendant's time to respond to the Complaint that complies with Local Rule 8.3, or
3. A Notice of Voluntary Dismissal of this Defendant (Fed. R. Civ. P. 41).

No oral argument will be heard on this matter unless ordered by the Court. The Order will stand submitted upon the filing of a timely and appropriate response. Failure to file a timely and appropriate response to this Order may result in dismissal of Plaintiff's claims against this defendant.

Initials of Deputy Clerk

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